

1 WILLIAM A. ISAACSON (*Pro hac vice*)
(wisaacson@bsfllp.com)
2 STACEY K. GRIGSBY (*Pro hac vice*)
(sgrigsby@bsfllp.com)
3 NICHOLAS A. WIDNELL (*Pro hac vice*)
(nwidnell@bsfllp.com)
4 BOIES SCHILLER FLEXNER LLP
5 1401 New York Avenue, N.W., Washington, DC 20005
Telephone: (202) 237-2727; Fax: (202) 237-6131
6

7 BRENT K. NAKAMURA (*Pro hac vice*)
(bnakamura@bsfllp.com)
8 1999 Harrison St., Suite 900, Oakland CA 94612
Telephone: (510) 874-1000; Fax: (510) 571-1460
9

10 DONALD J. CAMPBELL #1216
(djcc@campbellandwilliams.com)
11 J. COLBY WILLIAMS #5549
(jcw@campbellandwilliams.com)
12 CAMPBELL & WILLIAMS
700 South 7th Street, Las Vegas, NV 89101
13 Telephone: (702) 382-5222; Fax: (702) 382-0540

14 *Attorneys for Defendant Zuffa, LLC, d/b/a*
15 *Ultimate Fighting Championship and UFC*

16 [Additional Counsel Listed on Signature Page]

17
18 **UNITED STATES DISTRICT COURT**
19 **DISTRICT OF NEVADA**

20
21 Cung Le, Nathan Quarry, Jon Fitch, Brandon
22 Vera, Luis Javier Vazquez, and Kyle Kingsbury
on behalf of themselves and all others similarly
situated,

23 Plaintiffs,

24 v.

25 Zuffa, LLC, d/b/a Ultimate Fighting
26 Championship and UFC,

27 Defendant.
28

Case No.: 2:15-cv-01045-RFB-BNW

**DEFENDANT ZUFFA, LLC'S
MOTION FOR RELIEF FROM
TECHNICAL FAILURE IN
ELECTRONIC CASE FILING
PURSUANT TO LOCAL RULE IC
3-1(C)**

1 Defendant Zuffa, LLC (“Zuffa”) moves the Court for relief from two untimely filings
2 resulting from technical failures in the Court’s Case Management and Electronic Case Filing
3 (“ECF”) system. The two filings at issue are Defendant Zuffa, LLC’s Objections to Plaintiffs’
4 Exhibit List Documents, ECF No. 664, and related documents, and Zuffa, LLC’s Motion to Seal
5 Exhibits and Protected Materials at the Evidentiary Hearing on Class Certification, ECF No. 665,
6 and related documents.

7 As a result of a technical failure in the Court’s ECF system, counsel for Zuffa was unable
8 to access the ECF system to make a timely filing of ECF Nos. 664 and 665. As detailed in the
9 accompanying Declaration of Brent K. Nakamura in Support of Defendant Zuffa, LLC’s Motion
10 for Relief from Technical Failure in Electronic Case Filing Pursuant to Local Rule IC 3-1(c)
11 (“Nakamura Declaration”), counsel for Zuffa repeatedly attempted to file these two documents.
12 ¶¶ 3-7, 10. As soon as it became clear that ECF technical errors would prevent Zuffa from
13 making both filings in a timely fashion, Counsel for Zuffa served Plaintiffs with the two motions,
14 both of which were later filed publicly in full. *Id.* ¶¶ 8-9.

15 As counsel for Zuffa was unable to timely file ECF Nos. 664 and 665 due to ECF system
16 technical failures, Zuffa respectfully requests that pursuant to District of Nevada Local Rule IC 3-
17 1(c) the Court deem both filings timely as if they had been filed on June 14, 2019 and that the
18 briefing schedule deadlines from the Court’s June 17, 2019 minute order, ECF No. 670, remain in
19 effect. Counsel for Plaintiffs do not oppose this motion. *Id.* ¶ 11.

1 Dated: June 18, 2019

Respectfully Submitted,

2 BOIES SCHILLER FLEXNER LLP

3 By: /s/ Brent K. Nakamura

4 Brent K. Nakamura

5 WILLIAM A. ISAACSON (*Pro hac vice*)
(wisaacson@bsflp.com)

6 STACEY K. GRIGSBY (*Pro hac vice*)
(sgrigsby@bsflp.com)

7 NICHOLAS A. WIDNELL (*Pro hac vice*)
(nwidnell@bsflp.com)

8 BOIES SCHILLER FLEXNER LLP
9 1401 New York Ave., NW, Washington, DC 20005
10 Telephone: (202) 237-2727; Fax: (202) 237-6131

11 BRENT K. NAKAMURA (*Pro hac vice*)
(bnakamura@bsflp.com)

12 1999 Harrison St., Suite 900, Oakland CA 94612
13 Telephone: (510) 874-1000; Fax: (510) 571-1460

14 RICHARD J. POCKER #3568
(rpocker@bsflp.com)

15 BOIES SCHILLER FLEXNER LLP
16 300 S. Fourth St., Ste. 800, Las Vegas, NV 89101
Telephone: (702) 382 7300; Fax: (702) 382 2755

17 DONALD J. CAMPBELL #1216
(djcc@campbellandwilliams.com)

18 J. COLBY WILLIAMS #5549
(jcw@campbellandwilliams.com)

19 CAMPBELL & WILLIAMS
20 700 South 7th Street, Las Vegas, NV 89101
21 Telephone: (702) 382-5222; Fax: (702) 382-0540

22 *Attorneys for Defendant Zuffa, LLC, d/b/a*
23 *Ultimate Fighting Championship and UFC*

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing Defendant Zuffa, LLC's Motion for Relief from Technical Failure in Electronic Case Filing Pursuant to Local Rule IC 3-1(c) was served on June 18, 2019 via the Court's CM/ECF electronic filing system addressed to all parties on the e-service list.

/s/ Brent K. Nakamura

Brent K. Nakamura, an Employee of
Boies Schiller Flexner LLP